

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

ROBERT WILLIAM MAWSON, SR., :

Plaintiff : CIVIL ACTION NO. 3:13-1714

v. : (JUDGE MANNION)

**THE PITTSSTON POLICE
DEPARTMENT, et al., :**

Defendants :

ORDER

In accordance with the accompanying memorandum, **IT IS HEREBY ORDERED THAT:**

- (1) Judge Schwab's Report and Recommendation, (Doc. [90](#)), is **ADOPTED IN PART and NOT ADOPTED IN PART**;
- (2) The defendant's motion for summary judgment, (Doc. [69](#)), is **GRANTED IN PART** insofar as the defendant is entitled to qualified immunity for initiating a *Terry* stop;
- (3) The defendant's motion for summary judgment, (Doc. [69](#)), is **DENIED IN PART** insofar as the defendant is not entitled to qualified immunity for the scope and duration of the *Terry* stop; and

- (4) The court will issue a separate scheduling order setting forth the Final Pretrial Conference and Trial dates.

s/ *Malachy E. Mannion*
MALACHY E. MANNION
United States District Judge

Date: November 18, 2015

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